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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/616,124	07/08/2003	Marvin T. Ling	GTX-005	2215

7590  
Nicola A. Pisano, Esq.  
Suite 200  
11988 El Camino Real  
San Diego, CA 92130

03/20/2007

EXAMINER
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COLBERT, ELLA

ART UNIT	PAPER NUMBER
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3694

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/20/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/6/6,124 07/08/2003 MARVIN T. LING GTX-005

EXAMINER
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E. COLBERT

ART UNIT	PAPER
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3694 20070314

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

### DETAILED ACTION

1. Claims 1-11 are pending in this communication filed 12/18/07 entered as Response After Non-Final Action (Non-Responsive Amendment).

#### Response to Applicant's Amendment

2. The amendment filed on 12/18/07 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): the Applicant's reply does not comply with 37 C.F.R. 1.121 because claims 1 and 10 are identified as "Currently Amended" and the Examiner does not find an amendment in the claims. The claim identifier should read "Previously Amended". See 37 C.F.R. 1.121. Since the above-mentioned reply appears to be *bona fide*, applicant is given a time period of **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. Extensions of this time period maybe granted under 37 CFR 1.136(a).

#### Inquiries


3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ella Colbert whose telephone number is 571-272-6741. The examiner can normally be reached on Monday, Tuesday, and Thursday, 5:30AM-3:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 571-272-6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3694

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

March 14, 2007

  
ELLA COLBERT  
PRIMARY EXAMINER